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ORDINANCE NO. 46-575

AN ORDINANCE AUTHORIZING THE CITY OF WICHITA TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF MAIZE RELATING TO THE PROVISION OF SEWER SERVICE BY THE CITY OF WICHITA TO AREAS INSIDE THE CITY LIMITS OF THE CITY OF MAIZE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. As part of an agreement between the City of Wichita and the City of Maize, the two cities have defined those areas where both cities shall cooperate in the annexation of unincorporated lands and properties into their respective cities. As part of the cities efforts to define these boundaries to the mutual advantage of both cities and in a way that the provision of sewer service in the area will accord best with geographic, economic, population and other factors influencing the needs and development of both communities, the parties have proposed entering into an interlocal cooperation agreement pursuant to the provisions of K.S.A. 12-2901, et seq., as amended.

SECTION 2. It is in the best interests of the City of Wichita and the City's Sewer Utility to enter into such an agreement in order to protect the defined sewer service area for the City of Wichita and, more specifically, for its newly constructed sewage treatment facility at 135<sup>th</sup> Street West and 37<sup>th</sup> Street North.

SECTION 3. The governing body declares its intention to enter into an interlocal cooperation agreement with the City of Maize and to submit the same to the Attorney General for approval. Such agreement will permit the City of Wichita to provide sewer service to properties that are within the city limits of the City of Maize and will provide for the cooperation of both cities in arranging for the construction of infrastructure necessary for such service; for

the use by the City of Wichita of rights-of-way in the City of Maize; for the payment of a grant fee by the City of Wichita to the City of Maize based on a percentage of the gross receipts realized by the City of Wichita in providing such sewer service; and for the initiation of service in the City of Maize upon the receipt of a petition or petitions requesting the same.

SECTION 4. This ordinance shall be effective upon passage and publication in the official City of Wichita paper.

PASSED BY THE GOVERNING BODY this 12<sup>th</sup> day of April, 2005.

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Carlos Mayans, Mayor

ATTEST:

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Karen Sublett, City Clerk

Approved as to Form:

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Gary E. Rebenstorf  
Director of Law